

JAN 28 2003

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: David M. Knipe, Travis J. Taylor and Elizabeth E. McNamee

Application No.: 10/050,673 Group: 1648

Filed: January 16, 2002 Examiner: Not assigned

Confirmation No.: 6587

For: Replication-competent Virus Expressing A Detectable Fusion Protein

CERTIFICATE OF MAILING	
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to Assistant Commissioner for Patents, P.O. Box 2327, Arlington, VA 22202	
on <u>1/22/03</u>	<u>[Signature]</u>
Date	Signature
<u>[Typed Name]</u>	
Typed or printed name of person signing certificate	

RECEIVED

JAN 30 2003

TECH CENTER 1600/2900

Assistant Commissioner for Patents  
P.O. Box 2327  
Arlington, VA 22202

Sir:

Transmitted herewith is a Preliminary Amendment for filing in the above-identified application.

[ X ] Small entity status of this application under 37 C.F.R. 1.9 and 1.27 has been established by a Small Entity Statement previously submitted.

[ ] A Small Entity Statement to establish small entity status under 37 C.F.R. 1.9 and 1.27 is enclosed.

The fee has been calculated as shown below:

(COL. 1)	(COL. 2)	(COL. 3)	(COL. 4)	(COL. 5)
	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA
TOTAL	33	MINUS	* 33	0
INDEP	5	MINUS	** 5	0
<input type="checkbox"/> FIRST PRESENTATION OF MULTIPLE DEP. CLAIM				

\* not fewer than 20

\*\* not fewer than 3

SMALL ENTITY	
RATE	ADDIT. FEE
X \$9	\$ 0
X \$42	\$ 0
- \$140	\$

TOTAL - \$ 0

OTHER THAN SMALL ENTITY	
RATE	ADDIT. FEE
X \$18	\$
X \$84	\$
- \$280	\$

TOTAL - \$ 0

Please charge Deposit Account No. 08-0380 for the following fees:

<input type="checkbox"/>	Petition for [ ] month Extension of Time	\$	_____
<input type="checkbox"/>	Amendment Fee	\$	_____
<input type="checkbox"/>	Other Fees:		
	_____	\$	_____
	_____	\$	_____
	TOTAL:	\$	<u>0</u>

A check is enclosed in payment of the following fees:

<input type="checkbox"/>	Petition for [ ] month Extension of Time	\$	_____
<input type="checkbox"/>	Amendment Fee	\$	_____
<input type="checkbox"/>	Other Fees:		
	_____	\$	_____
	_____	\$	_____
	TOTAL:	\$	<u>0</u>

☒ A general authorization is hereby granted to charge Deposit Account No. 08-0380 for any fees required under 37 C.F.R. 1.16 and 1.17 in order to maintain pendency of this application. A copy of this authorization is enclosed for accounting purposes.

Respectfully submitted,

HAMILTON, BROOK, SMITH & REYNOLDS, P.C.

By Antoinette G. Giugliano  
Antoinette G. Giugliano  
Registration No.: 42,582  
Telephone (978) 341-0036  
Facsimile (978) 341-0136

Concord, Massachusetts 01742-9133

Dated: 1/22/03

H01A  
4  
X

1A 2 2953

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: David M. Knipe, Travis J. Taylor, and Elizabeth E. McNamee  
Application No.: 10/050,673 Group: 1648  
Filed: January 16, 2002 Examiner: Not assigned  
Confirmation No.: 6587  
For: Replication-Competent Virus Expressing A Detectable Fusion Protein

CERTIFICATE OF MAILING	
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to Assistant Commissioner for Patents, P.O. Box 2327, Arlington, VA 22202	
on <u>1/27/03</u>	<u>Travis J. Taylor</u>
Date	Signature
<u>Travis J. Taylor</u>	
Typed or printed name of person signing certificate	

RECEIVED

JAN 30 2003

TECH CENTER 1600/2900

PRELIMINARY AMENDMENT

Assistant Commissioner for Patents  
P.O. Box 2327  
Arlington, VA 22202

Sir:

Please amend the application as follows:

In the Specification

Please replace the paragraph at page 1, lines 3 through 6 with the following paragraph:

RELATED APPLICATION

This application is a continuation of U.S. Application No. 09/127,227, filed July 31, 1998, now U.S. Patent No. 6,399,354. The entire teachings of the above application are incorporated herein by reference.